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Attorneys for Defendants
POTOMAC ENVIRONMENTAL TECHNOLOGIES,
WAIS JALALI, MICHAEL POST and BRIAN MAZUR

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

NORMAN S. WRIGHT MECHANICAL
EQUIPMENT CORPORATION, a California
corporation,

Plaintiff,

vs.

POTOMAC ENVIRONMENTAL
TECHNOLOGIES, a business entity, form
unknown; WAIS JALALI, an individual;
MICHAEL POST, an individual; BRIAN
MAZUR, an individual; COMMERICAL
ENVIRONMENTAL SYSTEMS GROUP,
INC., a purported corporation; GEORGE
HALKO, an individual; and DOES 1 through
50, fictitiously named parties,

Defendants.

No. C 06 2065 MJJ

STIPULATION AND [PROPOSED]
ORDER EXTENDING THE TIME TO
ANSWER, MOVE OR OTHERWISE
RESPOND TO THE FIRST AMENDED
COMPLAINT

[CIVIL L.R. 6-2]

Courtroom: 11, 19th Floor

Honorable Martin J. Jenkins

PURSUANT TO CIVIL LOCAL RULE 6-2, counsel for plaintiff NORMAN S.
WRIGHT MECHANICAL EQUIPMENT CORPORATION ("Plaintiff"), and counsel for
defendants POTOMAC ENVIRONMENTAL TECHNOLOGIES, WAIS JALALI,
MICHAEL POST and BRIAN MAZUR ("Defendants") submit this stipulation and

1 proposed order extending the time for Defendants to respond to the First Amended
2 Complaint:

3 WHEREAS, Plaintiff filed this action in the Superior Court of California, County of
4 San Francisco on March 6, 2006;

5 WHEREAS, Plaintiff filed a First Amended Complaint in this action in the Superior
6 Court of California, County of San Francisco on March 10, 2006;

7 WHEREAS, on March 17, 2006, Commercial Environmental Systems Group, Inc.
8 and George Halko (collectively, the "CES Defendants") filed a Notice of Removal,
9 effectively removing this action to the above-entitled court, and on March 22, 2006,
10 Defendants filed a Joinder in Notice of Removal of Action;

11 WHEREAS, on March 29, 2006, Plaintiff and Defendants stipulated to an extension
12 for Defendants to answer, move or otherwise respond to the First Amended Complaint up
13 to and including May 3, 2006;

14 WHEREAS, on April 18, 2006, defendants Commercial Environmental Systems
15 Group Inc. and George Halko filed a motion to compel arbitration of claims and for a stay
16 of this entire action, including Plaintiff's claims against Defendants, pending arbitration
17 (the "CES Defendants' Motion");

18 WHEREAS, the CES Defendants' Motion is scheduled for hearing on May 24, 2006
19 at 10:30 a.m. before Magistrate Judge Chen;

20 WHEREAS, if the CES Defendants' Motion is granted in its entirety, this action
21 will be stayed pending arbitration;

22 WHEREAS, Plaintiff and Defendants agree that judicial economy and the interests
23 of the parties in avoiding unnecessary expenses would be served and promoted by
24 continuing Defendants' time to answer, move or otherwise respond to the First Amended
25 Complaint until after the CES Defendants' Motion has been heard and decided;

26 WHEREAS, continuing Defendants' time to answer, move or other respond to the
27 First Amended Complaint as stipulated below will not materially affect the schedule for this
28 action.

1 IT IS HEREBY STIPULATED AND AGREED by Plaintiff and Defendants, by and
2 through their respective counsel that the last day for Defendants to answer, move or
3 otherwise respond to the First Amended Complaint is continued to June 13, 2006.

4 IT IS FURTHER STIPULATED AND AGREED that nothing herein, nor the
5 extension of time to answer, move or otherwise respond to the First Amended Complaint
6 shall constitute a waiver of any of Defendants' or Plaintiff's defenses or procedural or
7 substantive rights, which are expressly reserved.

8 Plaintiff and Defendants respectfully request the Court approve the stipulation to
9 extend the time to respond to the First Amended Complaint.

10 Dated: April 26, 2006.

11 PILLSBURY WINTHROP SHAW PITTMAN LLP
12 ROXANE A. POLIDORA
13 RYAN TAKEMOTO
14 50 Fremont Street
San Francisco, CA 94105

15 By /s/ Roxane A. Polidora
16 Roxane A. Polidora
17 Attorneys for Defendants
POTOMAC ENVIRONMENTAL
TECHNOLOGIES, WAIS JALALI,
MICHAEL POST and BRIAN MAZUR

18 Dated: April 26, 2006.

19
20 LEONIDOU & ROSIN, P.C.
21 JANETTE G. LEONIDOU
22 5 Thomas Mellon Circle, Suite 205
San Francisco, CA 94134

23 By /s/ Janette G. Leonidou
24 Janette G. Leonidou
25 Attorneys for Plaintiff
NORMAN S. WRIGHT MECHANICAL
EQUIPMENT CORP.

ORDER

BASED ON THE FOREGOING AND GOOD CAUSE APPEARING, IT IS
HEREBY ORDERED THAT:

Defendants will have up to and including June 13, 2006 to answer, move or
otherwise respond to the First Amended Complaint. By this stipulation and the extension
of time to answer, move or otherwise respond to the First Amended Complaint, Defendants
and Plaintiff have not waived any defenses or procedural or substantive rights.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 4/26/2006



HONORABLE JUDGE MARTIN J. JENKINS

1 I attest under penalty of perjury that concurrence in the filing of this document has been
2 obtained from Janette G. Leonidou.

3 Dated: April 26, 2006.

4 /s/ Roxane A. Polidora
5 Roxane A. Polidora
6 Attorney for Defendants
7 POTOMAC ENVIRONMENTAL
8 TECHNOLOGIES, WAIS JALALI,
9 MICHAEL POST and BRIAN MAZUR
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